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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/672,741	09/29/2003	Maximillian Kusz		9443

7590 10/20/2005

Maximillian Kusz  
9947 Sheffield Rd.  
Perrysburg, OH 43551

EXAMINER

HYLTON, ROBIN ANNETTE

ART UNIT	PAPER NUMBER
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3727

DATE MAILED: 10/20/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

***Response to Amendment***

1. The reply filed on August 10, 2005 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): the amendment is not signed by the applicant. MPEP 512 states the signature on certificate of mailing or a certificate of facsimile cannot be used as a signature for the amendment. See 37 CFR 1.4(d) for types of permitted signatures.

Additionally, the amendment filed August 10, 2005 is not compliant with 37 CFR 1.121 because the entire section of claims was not resubmitted. The relevant section of the rule is as follows: "In order for the amendment document to be compliant correction of the following items is required. Only the corrected section of the non-compliant amendment document must be resubmitted (*in its entirety*), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted. 37 CFR 1.121(h). Thus, in response to this Office communication, all of the pending claims must be submitted as a single document.

Further, the proper status identifier must be used with each claim. Wherein claims have been withdrawn in response to an election of species (even if traversed), the status identifier(s) for those claims may include any of the following alternatives: "Withdrawn", "Withdrawn from consideration", "Withdrawn claim", "Withdrawn - currently amended", and "Withdrawn - new".

Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

2. In order to reduce pendency and avoid potential delays, Group 3720 is encouraging FAXing of responses to Office Actions directly into the Group at (571) 273-8300. This practice may be used for filing papers not requiring a fee. It may also be used for filing papers which

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require a fee by applicants who authorize charges to a PTO deposit account. Please identify the examiner and art unit at the top of your cover sheet. Papers submitted via FAX into Group 3720 will be promptly forwarded to the examiner.

3. It is called to applicant's attention that if a communication is faxed before the reply time has expired, applicant may submit the reply with a "Certificate of Facsimile" which merely asserts that the reply is being faxed on a given date. So faxed, before the period for reply has expired, the reply may be considered timely. A suggested format for a certificate follows:

I hereby certify that this correspondence for Application Serial No. \_\_\_\_\_ is being facsimiled to The U.S. Patent and Trademark Office via fax number 571-273-8300 on the date shown below:

Typed or printed name of person signing this certificate

\_\_\_\_\_

Signature \_\_\_\_\_

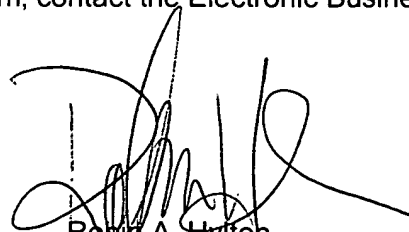
Date \_\_\_\_\_

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Robin Hylton whose telephone number is (571) 272-4540. The examiner can normally be reached Monday - Friday from 9:00 a.m. to 4:00 p.m. (Eastern time).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nathan Newhouse, can be reached on (571) 272-4544.

Any inquiry of a general nature or relating to the status of this application or proceeding may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

RAH  
October 19, 2005



Robin A. Hylton  
Primary Examiner  
GAU 3727